Senate File 268 - Introduced

SENATE FILE 268
BY COURNOYER

A BILL FOR

- 1 An Act relating to human trafficking prevention training for
- 2 persons seeking to renew a commercial driver's license, and
- 3 including applicability provisions.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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- 1 Section 1. NEW SECTION. 321.175 Human trafficking
- 2 prevention training commercial motor vehicle operators.
- 3 1. Definition. As used in this section, "human trafficking"
- 4 means the same as defined in section 710A.1.
- 5 2. Human trafficking prevention training.
- 6 a. A person seeking renewal of a commercial driver's license
- 7 must certify to the department that the person successfully
- 8 completed approved human trafficking prevention training since
- 9 the person's last renewal, or since the initial issuance of the
- 10 license if it is the person's first renewal.
- 11 b. The human trafficking prevention training shall be made
- 12 available to commercial driver's license renewal applicants by
- 13 the department and may be developed in conjunction with the
- 14 department of public safety, another governmental agency, or a
- 15 nongovernmental or community organization that has expertise
- 16 in the area of human trafficking. The human trafficking
- 17 prevention training must be approved by the commissioner of
- 18 public safety.
- 19 3. Training content. The human trafficking prevention
- 20 training shall focus on the accurate and prompt identification
- 21 and reporting of, or response to, suspected human trafficking.
- 22 The human trafficking prevention training shall include, at a
- 23 minimum, all of the following:
- 24 a. A general overview of human trafficking.
- 25 b. A general overview of state law on human trafficking.
- 26 c. The definition of human trafficking and the commercial
- 27 exploitation of children.
- 28 d. Guidance on the difference between labor trafficking and
- 29 sex trafficking.
- 30 e. Guidance on how to recognize potential human trafficking
- 31 victims.
- 32 f. Guidance on how to recognize potential human traffickers.
- 33 q. Guidance on how to identify activities commonly
- 34 associated with human trafficking.
- 35 h. Safe and effective responses to human trafficking

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- 1 situations, including but not limited to how to report
- 2 suspected human trafficking to proper law enforcement
- 3 officials.
- 4. Immunity. A commercial motor vehicle operator who
- 5 has completed approved human trafficking prevention training
- 6 pursuant to this section and who acts in good faith shall
- 7 be immune from civil liability for reporting suspected human
- 8 trafficking activities to any law enforcement official.
- 9 5. Rules. The department shall adopt rules pursuant to
- 10 chapter 17A as necessary to implement and administer this
- 11 section.
- 12 Sec. 2. Section 321.188, subsection 1, Code 2021, is amended
- 13 by adding the following new paragraph:
- 14 NEW PARAGRAPH. h. For a renewal of a commercial driver's
- 15 license, certify that the applicant has completed approved
- 16 human trafficking prevention training pursuant to section
- 17 321.175.
- 18 Sec. 3. APPLICABILITY. This Act applies to commercial
- 19 driver's license renewals applied for on or after January 1,
- 20 2022.
- 21 EXPLANATION
- The inclusion of this explanation does not constitute agreement with
- the explanation's substance by the members of the general assembly.
- 24 This bill relates to human trafficking prevention training
- 25 for persons seeking to renew a commercial driver's license
- 26 (CDL).
- 27 Beginning January 1, 2022, a person seeking renewal of a CDL
- 28 must certify to the department of transportation (DOT) that
- 29 the person successfully completed approved human trafficking
- 30 prevention training (training) since the person's last renewal,
- 31 or since the initial issuance of the CDL if it is the person's
- 32 first renewal.
- 33 The training must be made available to persons seeking
- 34 renewal of a CDL by the DOT and may be developed in conjunction
- 35 with the department of public safety, another governmental

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- 1 agency, or a nongovernmental or community organization that has
- 2 expertise in the area of human trafficking. The training must
- 3 be approved by the commissioner of public safety.
- 4 The training must focus on the accurate and prompt
- 5 identification and reporting of, and response to, suspected
- 6 human trafficking. The minimum requirements for the training
- 7 content are outlined in the bill.
- 8 A CDL operator who has completed the training pursuant to the
- 9 bill and who acts in good faith is immune from civil liability
- 10 for reporting suspected human trafficking activities to any law
- 11 enforcement official.
- 12 A CDL must be renewed every eight years, with certain
- 13 exceptions.